

Clean Water Action requests that EPA provide the following information related to the Railroad Commission of Texas' Class II UIC program:

- a list of all requests received from the Railroad Commission of Texas for an aquifer exemption under the UIC Class II program, submitted between January 1, 1982 through December 31, 2007;
- Any correspondence with Railroad Commission of Texas regarding aquifer exemption applications;
- Any correspondence with the Railroad Commission of Texas related to EPA's review of the Texas Class II UIC program from January 2, 2013 to the present.

Request for fee waiver:

Clean Water Action requests that EPA waive the fee that it would otherwise charge for search and production of the records described above. FOIA dictates that requested records be provided without charge "if disclosure of the information is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the government and is not primarily in the commercial interest of the requester." 5 U.S.C. § 552(a)(4)(A)(iii). The requested disclosure would meet both of these requirements.

The requested records are "likely to contribute to" the public's understanding of government operations and activities. The public does not currently possess comprehensive information regarding the government's role in addressing public health and environmental concerns related to Texas' Class II program or the EPA's oversight of this program. The records requested are not currently in the public domain, and their disclosure would therefore be meaningfully informative.

Clean Water Action intends to use the information to produce a report on how the Texas Class II UIC program functions, along with policy recommendations, and disseminate this report in the following ways:

1. by posting it to our web page;
2. by emailing our state and national membership a communication that summarizes the report's findings and invites recipients to click on a link to the full report;
3. by emailing a press release on the report to the media with a link to the full report on our web page, and by making our staff available to answer questions from the press on the report;
4. by distributing a one-page fact sheet on the report to our members in Texas via our door-to-door field canvass outreach that includes a link to the full report;
5. by distributing this same fact sheet on the report to the general public, via tabling events (e.g. Earth Day Texas) and other opportunities;
6. by distributing printed copies of the report to other non-profit public interest groups, industry groups, and to selected elected and other public officials; and
7. and by making printed copies available to distribute to other interested individuals and organizations.